

Regulatory Boards

Analyst: Milstead

Historical Summary

OPERATING BUDGET	FY 2003 Total App	FY 2003 Actual	FY 2004 Approp	FY 2005 Request	FY 2005 Gov Rec
BY PROGRAM					
Athletic Commission	44,900	23,900	16,000	44,800	44,600
Board of Accountancy	440,000	382,600	444,200	460,900	458,900
Board of Engineers & Surveyors	398,000	375,000	405,700	423,300	422,000
Board of Professional Geologists	59,800	43,100	61,700	63,200	65,100
Bureau of Occupational Licenses	1,412,500	1,385,600	1,440,100	1,523,100	1,520,400
Certified Shorthand Reporters Bd	24,300	19,200	24,400	26,900	24,600
Outfitters & Guides Licensing Bd	486,700	449,400	472,600	485,200	487,400
Real Estate Commission	1,133,100	914,400	1,050,800	1,105,000	1,094,600
Total:	3,999,300	3,593,200	3,915,500	4,132,400	4,117,600
BY FUND CATEGORY					
Dedicated	3,999,300	3,593,200	3,915,500	4,132,400	4,117,600
Percent Change:		(10.2%)	9.0%	5.5%	5.2%
BY OBJECT OF EXPENDITURE					
Personnel Costs	2,244,300	2,009,400	2,208,600	2,292,600	2,310,600
Operating Expenditures	1,638,800	1,493,400	1,634,700	1,764,200	1,740,900
Capital Outlay	63,700	52,800	19,700	23,100	13,600
Trustee/Benefit	52,500	37,600	52,500	52,500	52,500
Total:	3,999,300	3,593,200	3,915,500	4,132,400	4,117,600
Full-Time Positions (FTP)	45.87	45.87	43.90	44.90	44.90

Division Description

The Division of Regulatory Boards include eight boards and commissions that regulate various professions in Idaho. Brief descriptions of each are as follows:

The Athletic Commission exists to promote safe and legal professional boxing and wrestling events in Idaho.

The Board of Accountancy ensures that standards are maintained for certified public accountants and licensed public accountants in Idaho.

The Board of Professional Engineers and Land Surveyors develops and maintains high qualification standards for professional engineers and land surveyors.

The Bureau of Occupational Licenses exists to provide, under contract, those administrative, investigative, and fiscal services necessary to enable various licensing boards to carry out their mandated responsibilities. (See page 5-97 for a listing of boards and commissions served by the Bureau of Occupational Licenses).

The Real Estate Commission ensures ethical and legal real estate practices in Idaho. The commission develops and administers a coordinated education program to meet statutory requirements and to increase the skills and knowledge of those within the real estate profession.

The Board of Professional Geologists sees that geological work in Idaho is conducted by qualified geologists acting in an appropriate and professional manner.

The Certified Shorthand Reporters Board regulates promotes shorthand reporting services in Idaho.

The Outfitters and Guides Licensing Board regulates outfitter and guide services in Idaho.

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Comparative Summary

Decision Unit	Agency Request			Governor's Rec		
	FTP	General	Total	FTP	General	Total
FY 2004 Original Appropriation	43.90	0	3,915,500	43.90	0	3,915,500
Expenditure Adjustments	0.00	0	(14,600)	0.00	0	(14,600)
FY 2004 Estimated Expenditures	43.90	0	3,900,900	43.90	0	3,900,900
Removal of One-Time Expenditures	0.00	0	(21,500)	0.00	0	(21,500)
FY 2005 Base	43.90	0	3,879,400	43.90	0	3,879,400
Personnel Cost Rollups	0.00	0	47,500	0.00	0	47,500
General Inflation	0.00	0	23,300	0.00	0	0
Replacement Items	0.00	0	36,500	0.00	0	36,500
Nonstandard Adjustments	0.00	0	20,800	0.00	0	20,800
Change in Employee Compensation	0.00	0	17,400	0.00	0	35,400
FY 2005 Program Maintenance	43.90	0	4,024,900	43.90	0	4,019,600
1. Ath. Comm.--Operating Exp.	0.00	0	10,000	0.00	0	10,000
2. Ath. Comm.--Retire Outstanding Bills	0.00	0	12,000	0.00	0	12,000
3. Eng/Surveyors Outsourcing	0.00	0	27,000	0.00	0	27,000
4. BOL--New Position	1.00	0	36,500	1.00	0	36,500
5. Outfitter/Guides--Database Maintenance	0.00	0	7,500	0.00	0	7,500
6. Outfitter/Guides--Mapping Partnership	0.00	0	5,000	0.00	0	5,000
7. Real Estate--New Server	0.00	0	8,000	0.00	0	0
8. Real Estate--Laptop	0.00	0	1,500	0.00	0	0
FY 2005 Total	44.90	0	4,132,400	44.90	0	4,117,600
Change from Original Appropriation	1.00	0	216,900	1.00	0	202,100
% Change from Original Appropriation			5.5%			5.2%

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Budget by Decision Unit	FTP	General	Dedicated	Federal	Total
FY 2004 Original Appropriation	43.90	0	3,915,500	0	3,915,500

Expenditure Adjustments

Board of Prof. Engineers & Land Surveyors

Reflects the removal of a one-time appropriation for a temporary position in the Board of Professional Engineers and Land Surveyors.

Agency Request	0.00	0	(14,600)	0	(14,600)
Governor's Recommendation	0.00	0	(14,600)	0	(14,600)

FY 2004 Estimated Expenditures					
Agency Request	43.90	0	3,900,900	0	3,900,900
Governor's Recommendation	43.90	0	3,900,900	0	3,900,900

Removal of One-Time Expenditures

Reflects the removal of funding provided for one-time items.

Agency Request	0.00	0	(21,500)	0	(21,500)
Governor's Recommendation	0.00	0	(21,500)	0	(21,500)

FY 2005 Base					
Agency Request	43.90	0	3,879,400	0	3,879,400
Governor's Recommendation	43.90	0	3,879,400	0	3,879,400

Personnel Cost Rollups

Includes the employer-paid portion of estimated changes in employee benefit costs. The two biggest factors are: health insurance rates which are projected to increase by 17 percent, from \$5,548 to \$6,493 per employee; and retirement system (PERSI) rates that will increase by over 6% to 10.39 and 10.73 percent of salary for regular and police/firefighter members, respectively.

Agency Request	0.00	0	47,500	0	47,500
Governor's Recommendation	0.00	0	47,500	0	47,500

General Inflation

Includes a general inflation increase of 1.9% in operating expenditures.

Agency Request	0.00	0	23,300	0	23,300
<i>The Governor recommends no increase for general inflation.</i>					
Governor's Recommendation	0.00	0	0	0	0

Replacement Items

Replacement Items include the following:

BOARD OF ACCOUNTANCY: \$6,100 in dedicated fund spending authority to replace four PCs purchased in July 2001 and four monitors, one purchased in 1997, two purchased in 1998 and one in 2002. This request averages \$1,525 per PC & monitor.

BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS: replace one PC (\$1,500) and printer (\$1,500) Each of the items to be replaced were purchased in July 2001.

REAL ESTATE COMMISSION: one overhead projector (\$4,500); replacement and upgrade of operating software per ITRMC standards (\$15,500); replacement of office wood paneling with drywall for fire safety purposes as suggested by State Fire Marshall (\$7,400).

Agency Request	0.00	0	36,500	0	36,500
Governor's Recommendation	0.00	0	36,500	0	36,500

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Budget by Decision Unit	FTP	General	Dedicated	Federal	Total
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Nonstandard Adjustments

This reflects adjustments for Attorney General, Controller, and Treasurer fees pursuant to Statewide Cost Allocation Plan. Attorney General fees are increased by \$22,500, Controller fees are reduced by \$2,800, and Treasurer fees are reduced by \$3,900. Also reflects an adjustment for Risk Management property/casualty rates (reduction of \$300). This decision unit also reflects an increase for the Board of Outfitters and Guides' contract attorney stemming from an hourly rate increase (\$3,000) and an increase in rent of \$1,500 for the Board of Accountancy.

Agency Request	0.00	0	20,800	0	20,800
Governor's Recommendation	0.00	0	20,800	0	20,800

Change in Employee Compensation

Reflects the cost of a 1% salary increase for permanent and group positions.

Agency Request	0.00	0	17,400	0	17,400
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The Governor recommends a compensation increase of 2% to be distributed based on merit. No adjustment to the pay line is recommended.

Governor's Recommendation	0.00	0	35,400	0	35,400
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FY 2005 Program Maintenance

Agency Request	43.90	0	4,024,900	0	4,024,900
Governor's Recommendation	43.90	0	4,019,600	0	4,019,600

1. Ath. Comm.--Operating Exp.

Athletic Commission

The Athletic Commission seeks \$10,000 in dedicated fund spending authority for increased operating expenditures stemming from an increase in professional boxing and professional wrestling activity. While event activity has improved during FY 2004 which has helped the agency's financial picture, the Commission's long-term financial viability is linked to proposed legislation that would impose a tax on out-of-state boxing promoters' sale of Pay-Per View events in Idaho. While out-of-state promoters enjoy the financial rewards of selling these events into Idaho, currently, they are doing so without paying any type of tax. (ANALYST'S NOTE: A legislative Task Force met in early November 2003 and has proposed legislation including, among other things, creating a more reliable funding source for the Commission based on the taxation of televised Pay-Per-View professional boxing. The proposed legislation also strengthens regulation of toughman events).

Agency Request	0.00	0	10,000	0	10,000
Governor's Recommendation	0.00	0	10,000	0	10,000

2. Ath. Comm--Retire Outstanding Bills

Athletic Commission

This request would authorize \$12,000 in one-time dedicated fund spending authority to pay past due interagency bills. In 2003, the Legislature authorized an increase in dedicated fund spending authority and the Athletic Commission was able to pay-off almost \$14,000 in past due bills. Because boxing-related activity has seen a temporary increase, the Commission now estimates FY 2004 revenues will reach about \$31,000, or \$15,000 above the FY 2004 appropriation. This enhancement will permit the Commission to pay-off the remaining interagency debt with dedicated funds.

Agency Request	0.00	0	12,000	0	12,000
Governor's Recommendation	0.00	0	12,000	0	12,000

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Budget by Decision Unit	FTP	General	Dedicated	Federal	Total
3. Eng/Surveyors Outsourcing					
Board of Prof. Engineers & Land Surveyors					
This request would provide \$27,000 in dedicated fund spending authority for the outsourcing of the administration of professional examinations. The Board uses exams that are prepared by a national organization and used by all licensing jurisdictions in the U.S. Examination security becomes an issue in that if exam problems can be obtained, they can, of course, provide an unfair advantage to exam takers. The Board's potential liability for a breach of exam security could be in excess of \$1 million because a new nation-wide exam would need to be prepared. The national exam organization has created a wholly-owned subsidiary to administer the exams and relieve the Idaho Board of such liability exposure. The additional cost is \$90 per candidate and exam fees would be raised by that amount in order to cover these additional costs.					
Agency Request	0.00	0	27,000	0	27,000
Governor's Recommendation	0.00	0	27,000	0	27,000
4. BOL--New Position					
Bureau of Occupational Licenses					
This request would provide a new 1.0 FTP (Office Specialist 2) and \$36,500 in dedicated fund spending authority for the new position. The Bureau manages over 22,380 current licenses for eighteen different professions. It provides administrative, investigative, legal and fiscal services to 17 different Boards (including over 90 board members). Work-load includes receiving and reviewing applications for licensure; issuing and renewing licenses; accounting for continuing education credits; collecting fees, penalties and cost reimbursements; accounting for receipts and expenditures; providing Boards with financial reports; receiving and investigating complaints; and arranging for prosecution and appropriate disciplinary action.					
Since 1998, the Bureau has had a staff of 17. Since that time, there has been a 39% increase in the number of licenses-- from 28,930 to 45,582. Also, the number of complaints have increased. Between FY 2002 and FY 2003 the number of complaints filed increased from 99 to 145 which represents a 46% increase in a single year. The Bureau states that with this increasing workload it needs this extra position to maintain service to the Boards, licensees, and the public.					
Agency Request	1.00	0	36,500	0	36,500
Governor's Recommendation	1.00	0	36,500	0	36,500
5. Outfitter/Guides--Database Maintenance					
Outfitters and Guides Licensing Board					
This request provides \$7,500 in dedicated fund spending authority for database maintenance. This request provides the resources needed to maintain a computerized database capable of handling the Board's licensing program. A local company initially developed the database and the Board has continued to use their services satisfactorily. The Board is spending approximately \$7,500 annually in database maintenance. The spending authority has never been specifically budgeted and these costs are now impacting the Board's overall budget and other areas of operation. The Board states that spending authority is needed to maintain an effective operation.					
Agency Request	0.00	0	7,500	0	7,500
Governor's Recommendation	0.00	0	7,500	0	7,500

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Budget by Decision Unit	FTP	General	Dedicated	Federal	Total
6. Outfitter/Guides--Mapping Partnership					
Outfitters and Guides Licensing Board					
This request provides \$5,000 in dedicated fund spending authority allowing the Board to partner with the Idaho Department of Fish and Game (IDFG) to develop and maintain a GIS mapping system. The Board states it has maintained an antiquated mapping system to manage outfitter operating areas for licensing purposes. The system is difficult to use, inefficient, generally inaccurate and virtually impossible to maintain. Technology exists to develop computerized maps and the Board has entered into a partnership with the Idaho Recreation and Tourism Initiative to develop and maintain a GIS mapping system that would eliminate the problems noted. These maps will be developed using an existing GIS computer system managed by IDFG. This request will provide the Board the capacity to contribute to the partnership for development and long-term maintenance. Currently, five state and federal agencies are participating in this endeavor. (\$3,500 on-going; \$1,500 one-time. The one-time portion of the request will allow the Board to purchase GIS software needed to view the mapping information via an Internet link to the IDFG computer system).					
Agency Request	0.00	0	5,000	0	5,000
Governor's Recommendation	0.00	0	5,000	0	5,000
7. Real Estate--New Server					
Real Estate Commission					
The Commission requests \$8,000 in one-time dedicated fund spending authority for a new server. This will enable the Commission to convert to a Microsoft operating system as required by the Idaho Technology Resource Management Council (ITRMC).					
Agency Request	0.00	0	8,000	0	8,000
<i>Not recommended by the Governor.</i>					
Governor's Recommendation	0.00	0	0	0	0
8. Real Estate--Laptop					
Real Estate Commission					
The Commission requests \$1,500 in one-time dedicated fund spending authority. This will allow the Commission to purchase a second laptop for the Commission's inspector to take into the field while performing audits. The laptop will also be used for Power Point presentations when teaching classes throughout the State.					
Agency Request	0.00	0	1,500	0	1,500
<i>Not recommended by the Governor.</i>					
Governor's Recommendation	0.00	0	0	0	0
FY 2005 Total					
Agency Request	44.90	0	4,132,400	0	4,132,400
Governor's Recommendation	44.90	0	4,117,600	0	4,117,600
Agency Request					
Change from Original App	1.00	0	216,900	0	216,900
% Change from Original App	2.3%		5.5%		5.5%
<i>Governor's Recommendation</i>					
Change from Original App	1.00	0	202,100	0	202,100
% Change from Original App	2.3%		5.2%		5.2%

Regulatory Boards Issues & Information

Analyst: Milstear

Free Fund Balances				
Board	FY 2002	FY 2003	FY 2004*	FY 2005*
Athletic Commission	\$3,300	\$900	\$15,000	\$17,000
Board of Accountancy	\$410,300	\$444,500	\$397,400	\$355,100
Bd of Prof. Engineers & Surveyors	\$347,400	\$399,200	\$443,200	\$484,000
Real Estate Commission	\$857,000	\$1,033,300	\$1,443,100	\$1,469,500
Board of Professional Geologists	\$41,900	\$50,800	\$56,700	\$48,700
Board of Cert. Shorthand Reporters	\$24,400	\$18,700	\$28,900	\$38,900
Outfitters & Guides Licensing Board	\$202,393	\$162,093	\$120,791	\$56,416
* Figures are based on revenue projections for FY 2004 & FY 2005 and original budget request for FY 2005.				

Free Fund Balances				
Board Programs Administered by Bureau of Occupational Licenses				
Board	FY 2002	FY 2003	FY 2004*	FY 2005*
Acupuncturists	\$48,850	\$44,200	\$53,100	\$61,900
Architects	\$212,300	\$212,900	\$212,800	\$211,800
Athletic Agents	(\$500)	(\$4,400)	(\$17,000)	(\$30,000)
Barbers	\$103,030	\$108,100	\$112,100	\$115,800
Chiropractors	\$69,600	\$67,400	\$63,800	\$59,600
Cosmetologists	\$285,000	\$423,800	\$535,800	\$645,500
Counselors	\$112,580	\$114,900	\$112,300	\$108,800
Denturists	\$12,480	\$8,600	\$3,600	(\$1,600)
Hearing Aid Dealers & Fitters	(\$3,870)	(\$9,600)	(\$19,100)	(\$29,100)
Landscape Architects	\$28,870	\$14,400	\$8,300	\$1,800
Morticians	\$46,130	\$50,300	\$49,200	\$47,600
Nursing Home Administrators	\$14,220	\$18,900	\$28,700	\$38,400
Optometrists	(\$1,230)	\$18,600	\$13,100	\$7,100
Podiatrists	\$11,030	\$17,200	\$21,500	\$25,700
Psychologists	\$38,490	\$31,900	\$25,900	\$19,100
Real Estate Appraisers	\$102,770	\$108,600	\$92,100	\$73,100
Residential Care Administrators	\$63,990	\$46,100	\$41,800	\$37,100
Social Workers	\$110,100	\$73,500	\$61,700	\$48,200
* Figures are based on revenue projections for FY 2004 & FY 2005.				